


{00415159; 1}

Courthouse, 4th and Cooper Streets, Camden, New Jersey, for an Order dismissing the complaint as against Shapiro & Diaz pursuant to Fed. R. Civ. P. 12(b)(6).

PLEASE TAKE FURTHER NOTICE that in support of Shapiro & Diaz's motion to dismiss, Shapiro & Diaz will rely upon the accompanying brief and Certification of Patrick D. Tobia. A proposed form of Order is submitted herewith.

PLEASE TAKE FURTHER NOTICE that oral argument is respectfully requested.

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Dated: May 18, 2009